

86th Legislative Session – 2011

Committee: Senate Education

Thursday, February 03, 2011

P - Present
E - Excused
A - Absent

Roll Call

P Bradford
P Gray
P Kraus
P Rave
P Schlekeway
P Johnston, Vice-Chair
P Garnos, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Cooper Garnos, Chair.

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 1, 2011

Moved by: Schlekeway
Second by: Kraus
Action: Prevailed by voice vote.

THE CHAIR DEFERRED SB 169 UNTIL TO ANOTHER DAY

SB 65: allow nonpublic schools accredited by certain accrediting agencies other than the Department of Education to become members of the South Dakota High School Activities Association.

Presented by: Senator Elizabeth Kraus
Proponents: Carolyn Krausch, Self, Rapid City
Brian Held, self, Mitchell
Larry Mehlhoff, self, Miller
Dale Bartscher, Family Heritage Alliance
Kitty Werthmann, Eagle Forum

MOTION: AMEND SB 65

65cb

On the printed bill, delete everything after the enacting clause and insert:

"

Section 1. That § 13-36-4 be amended to read as follows:

13-36-4. The school board of a public ~~or the governing body of a nonpublic~~ school, approved and accredited by the secretary of the Department of Education, may delegate, on a year to year basis, the control, supervision, and regulation of any high school interscholastic activities to any association which is voluntary and nonprofit if membership in such association is open to all high schools approved and accredited ~~by the secretary of the Department of Education pursuant to this section,~~ including any school that allows participation by students receiving alternative instruction as set forth in § 13-27-3, pursuant to the provisions of this title, and if the constitution, bylaws, and rules of the association are subject to ratification by the school boards of the member public school districts and the governing boards of the member nonpublic schools and include a provision for a proper review procedure and review board.

The governing body of a nonpublic school, approved and accredited by the secretary of the Department of Education, or the North Central Association Commission on Accreditation and School Improvement (NCA CASI), or the Association of Christian Schools International (ACSI), or the Association of Classical and Christian Schools (ACCS), or Christian Schools International (CSI), or National Lutheran School Accreditation (NLSA), or Wisconsin Evangelical Lutheran Synod School Accreditation, may also delegate, on a year to year basis, the control, supervision, and regulation of any high school interscholastic activities to any association which is voluntary and nonprofit if membership in such association is open to all high schools approved and accredited pursuant to this section, including any school that allows participation by students receiving alternative instruction as set forth in § 13-27-3, pursuant to the provisions of this title, and if the constitution, bylaws, and rules of the association are subject to ratification by the school boards of the member public school districts and the governing boards of the member nonpublic schools and include a provision for a proper review procedure and review board.

Any association which complies with this section may exercise the control, supervision, and regulation of interscholastic activities, including interscholastic athletic events of member schools. Such association may promulgate reasonable uniform rules, to make decisions and to provide and enforce reasonable penalties for the violation of such rules."

Moved by: Schlekeway

Second by: Kraus

Action: Prevailed by voice vote.

MOTION: DO PASS SB 65 AS AMENDED

Moved by: Gray

Second by: Schlekeway

Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Bradford, Gray, Kraus, Rave, Schlekeway, Johnston, Garnos

SB 154: provide funding for education by temporarily increasing the state sales and use tax.

Presented by: Senator Tim Begalka

Proponents: Jim Holbeck, Harrisburg School District
John Pedersen, School Administrator of South Dakota
Sandra Waltman, SD Education Association
Charlie Flowers, SD Coalition of Schools
Bill Engberg, Associated School Boards of SD

Opponents: Jim Terwilliger, Bureau of Finance and Management
Zach Lautenschlager, SD Tea Party Alliance and SD Campaign for Liberty

MOTION: DEFER SB 154 TO THE 41ST LEGISLATIVE DAY

Moved by: Rave

Second by: Johnston

Action: Prevailed by roll call vote. (6-1-0-0)

Voting Yes: Gray, Kraus, Rave, Schlekeway, Johnston, Garnos

Voting No: Bradford

SB 200: revise certain provisions related to school district fund balances.

Presented by: Tony Venhuizen, Office of the Governor

Proponents: Melody Schopp, Department of Education
Charlie Flowers, SD Coalition of Schools
John Pedersen, School Administrator of South Dakota
Bill Engberg, Associated School Boards of SD

MOTION: DO PASS SB 200

Moved by: Johnston
Second by: Schlekeway
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Kraus, Rave, Schlekeway, Johnston, Garnos

Excused: Gray

SB 63: repeal certain provisions regarding the reduction in state aid to education based upon the school district's general fund balance.

MOTION: TO TABLE SB 63

Moved by: Johnston
Second by: Rave
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Kraus, Rave, Schlekeway, Johnston, Garnos

Excused: Gray

MOTION: ADJOURN

Moved by: Johnston
Second by: Rave
Action: Prevailed by voice vote.

Cheri Hauschild
Committee Secretary

Cooper Garnos, Chair